

MEMORANDUM

TO: Members, Public Disclosure Commission

FROM: Philip E. Stutzman
Director of Compliance

DATE: October 12, 2001

SUBJECT: Status of Compliance Cases

Enclosed is an update of all compliance activity since my last memo to you dated September 14, 2001. If you would like additional information, please let me know.

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Part I

Investigations Completed

Cases Scheduled For Hearing:

Washington Teamsters Legislative League – Case #00-923; Investigator: Lori Anderson

Date Received: May 5, 2000

Date Started: May 5, 2000

Section of Law: RCW 42.17.640

Status: Investigation Complete

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation, alleging that the Washington Teamsters Legislative League (WTLL) and Teamsters Local 38 shared a single contribution limit of \$575 for the 1998 election cycle for State Representative Michael Cooper, Jeralita Costa (a candidate for State Senator) and Aaron Reardon, a candidate for State Representative, and that the WTLL and Teamsters Local #38 made over-limit contributions to these campaigns during the 1998 election cycle. A brief enforcement hearing has been scheduled for October 18, 2001.

Disposition: Pending

Teamsters Local #38 – Case #00-924; Investigator: Lori Anderson

Date Received: May 5, 2000

Date Started: May 5, 2000

Section of Law: RCW 42.17.640

Status: Investigation Complete

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation, alleging that the Washington Teamsters Legislative League (WTLL) and Teamsters Local 38 shared a single contribution limit of \$575 for the 1998 election cycle for State Representative Michael Cooper, Jeralita Costa (a candidate for State Senator) and Aaron Reardon, a candidate for State Representative, and that the WTLL and Teamsters Local #38 made over-limit contributions to these campaigns during the 1998 election cycle. A brief enforcement hearing has been scheduled for October 18, 2001.

Disposition: Pending

Tacoma School District No. 10 - Case #01-199 Investigator: Lori Anderson

Date Received: March 23, 2001

Date Started: March 26, 2001

Section of Law: RCW 42.17.680

Status: Investigation Complete

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Tacoma School District No. 10 failed to maintain open for public inspection, during business hours, copies of written authorizations for payroll deductions for contributions to political committees or for use as political contributions. The complaint also alleged that the district failed to provide documents and books of account showing the amounts and dates funds were actually withheld, and the amounts and dates funds were transferred to a political committee. An enforcement hearing before the full Commission has been scheduled for October 23, 2001.

Disposition: Pending

Protect Our Pets and Wildlife--Case #01-134; Investigator: Suemary Trobaugh

Date Received: October 20, 2000

Date Started: October 25, 2000

Section of Law: RCW 42.17.080, .090 and .510

Status: Investigation Complete

Summary: A complaint was received from Ed Owens, Chair of Citizens for Responsible Wildlife Management, alleging that Protect Our Pets failed to report in kind contributions from a flyer mailing and a postcard mailing. The postcard mailing allegedly did not contain proper sponsor identification. Mr. Owens also alleged that Protect Our Pets failed to report expenditures for political ads placed with local television stations (King-5, KIRO, and KOMO in Seattle). In addition, Mr. Owens alleged that these ads did not contain proper sponsor identification. A brief enforcement hearing has been scheduled for October 18, 2001.

Disposition: Pending

Guevara, Marta--Case #01-142; Investigator: Suemary Trobaugh

Date Received: October 30, 2000

Date Started: November 1, 2000

Section of Law: RCW 42.17.080 and .090

Status: Investigation Complete

Summary: A complaint was received from Bill Gorman alleging that Ms. Guevara failed to timely file her June and July C3 reports, and that she failed to timely file her August C3 and C4 reports. The complaint also alleged that a campaign flyer from October 25, 2000 failed to contain proper sponsor identification. A brief enforcement hearing has been scheduled for October 18, 2001.

Disposition: Pending

Cases Closed

The following cases were closed as a result of enforcement hearings: (Respondents may appeal the results of enforcement hearings.)

Metropolitan Mortgage & Securities Co., Inc. (formerly Talbott, John for Strong Mayor, et. al) – Case #01-181; Investigator: Lori Anderson

Date Received: January 10, 2001

Date Started: January 10, 2001

Section of Law: RCW 42.17.080, .090, .105, and .175

Status: Investigation Complete

Summary: A complaint was filed by the Executive Director of the Public Disclosure alleging that the John Talbott for Strong Mayor Committee, Metropolitan Mortgage & Securities Company, Inc. (Metropolitan Mortgage), Citizens for Fair and Open Government (CFOG), Spokane Municipal Election Council (SMEC), and Spokane Voter Alliance (SVA) may have violated RCW 42.17. during 2000. The complaint alleged that Metropolitan Mortgage, CFOG, SMEC, and SVA may be affiliated and share a contribution limit under RCW 42.17.660, WAC 390-16-310(6) and WAC 390-16-309(3)(d) and may have exceeded the contribution limitations set forth in RCW 42.17.105(8) by contributing in excess of \$5,000 to the John Talbott for Strong Mayor Committee within 21 days of the 2000 general election. It was also alleged that there might have been violations of RCW 42.17.080, .090, and .175.

Disposition: An enforcement hearing was held before the full Commission on September 27, 2001. The Commission accepted a Stipulation of Facts, Violations and Penalty and found that Metropolitan Mortgage committed two violations of RCW 42.17.105(8) by making contributions in excess of \$5,000 during the 21 days preceding the 2000 General Election to the John J. Talbott for Strong Mayor Committee. A Stipulated Penalty of \$10,000 was agreed to, and an additional \$10,000 penalty was suspended on the condition that Metropolitan Mortgage

commits no further violations of RCW 42.17 for four years from the date of the order.

Seattle School District No. 1—Case #01-200 Investigator: Lori Anderson

Date Received: March 23, 2001

Date Started: March 26, 2001

Section of Law: RCW 42.17.680

Status: Investigation Complete

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Seattle School District No. 1 failed to maintain open for public inspection, during business hours, copies of written authorizations for payroll deductions for contributions to political committees or for use as political contributions. The complaint also alleged that the district failed to provide documents and books of account showing the amounts and dates funds were actually withheld, and the amounts and dates funds were transferred to a political committee.

Disposition: An enforcement hearing was held before the full Commission on September 27, 2001. The parties stipulated that the Report of Investigation and Notice of Administrative Charges contained accurate statements of fact and that based on those facts, the Commission would likely find multiple violations of RCW 42.17.680(4) by the Seattle School District for withholding WEA-PAC contributions for more than one employee. The Commission accepted the stipulation of Facts, Violations and Penalty, and found that the Seattle School District had committed multiple violations of RCW 42.17.680(4). The Commission assessed a civil penalty of \$1,000.00, with \$500.00 suspended on the condition that for a period of four years from the date of entry of this Final Order, there are no further violations of any provision of RCW 42.17.

The following cases were dismissed with the concurrence of the Chair:

Washington State Council of Firefighters (Partial) – Case #00-893

International Association of Firefighters (IAFF Local 1760) – Case #00-915

Investigator: Lori Anderson

Date Received: May 5, 2000

Date Started: May 5, 2000

Section of Law: RCW 42.17.640

Status: Investigation Complete

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation, alleging that the Washington State Council of Firefighters and IAFF Local 1760 shared and violated a single contribution limit of \$575 for the 1998 election cycle for contributions made to State Senator Jeanine Long.

Disposition: Dismissed with the concurrence of the Chair as the complaint related to contributions by the Washington State Council of Firefighters to the 1998 primary election campaign of Senator Long. Dismissed with the concurrence of the Chair as the complaint related to contributions of IAFF Local 1760 to the primary and general election campaigns of Senator Long.

It was found that neither the Washington State Council of Firefighters nor its local units made over-limit 1998 primary election contributions to the Long campaign. We found that the Long campaign accepted 1998 general election contributions from the Washington State Council of Firefighters and IAFF Local 1760 that exceeded contribution limits by \$100. The Long campaign refunded \$100 to IAFF Local 1760 on July 31, 2000. IAFF Local 1760 was cautioned to comply with applicable contribution limits in future election campaigns. The matter of the Washington State Council of Firefighters making over-limit contributions to the campaigns of Senator Long and others will be handled separately.

Jeralita Costa (State Senator) – Case #00-943

Date Received: May 5, 2000

Date Started: May 5, 2000

Section of Law: RCW 42.17.640

Status: Investigation Complete

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation, alleging that the Washington Teamsters Legislative League and Teamsters Local 38 shared a single contribution limit of \$575 for the 1998 election cycle for Senator Costa and that Senator Costa accepted over-limit contributions these two entities during her 1998 campaign.

Disposition: Dismissed with the concurrence of the Chair. We found that the Costa campaign accepted over-limit contributions from the Washington Teamsters Legislative League and Teamsters Local 38 totaling \$300. The Costa campaign refunded \$300 to Teamsters Local 38 on August 13, 2001. This was the first instance of accepting over-limit contributions by the Costa campaign. The campaign was cautioned to comply with applicable contribution limits in future election campaigns.

Frank Gavaldon – Case #00-945

Date Received: May 5, 2000

Date Started: May 5, 2000

Section of Law: RCW 42.17.640

Status: Investigation Complete

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation, alleging that the Washington State Council of Firefighters and its local unit (IAFF Local 31) and Local 31's political committee, Active in Democracy, shared a single contribution limit of \$575 for the 1998 election cycle for Frank Gavaldon, a 1998 candidate for State Representative, and that Mr. Gavaldon accepted over-limit contributions these entities during his 1998 campaign.

Disposition: Dismissed with the concurrence of the Chair. We found that the Gavaldon campaign received 1998 general election contributions from the Washington State Council of Firefighters and Active in Democracy that exceeded allowable primary election contribution limits by \$150 and general election contribution limits by \$125. This was the first time Mr. Gavaldon accepted an excess contribution and the amount at issue was relatively minor. Mr. Gavaldon was cautioned to comply with applicable contribution limits in future election campaigns. The matter of the Washington State Council of Firefighters and Active in Democracy making over-limit contributions will be handled separately.

Transit Agencies--Case #01-139--Investigator: Kurt Young

Date Received: October 24, 2000

Date Started: October 31, 2000

Section of Law: RCW 42.17.130

Status: Investigation Complete

Summary: A complaint was received from Paul Telford alleging that sixteen transit and Air Pollution agencies, plus the City of Seattle and King County, have used public facilities to oppose ballot propositions. The complaint alleged that the agencies used public funds to pay membership fees to the Transportation Choices Coalition (TCC, formerly Alt-Trans), and that those "unrestricted public funds" were provided to the TCC with the knowledge that the funds would be used directly or indirectly to support or oppose ballot proposition campaigns, a violation of RCW 42.17.130.

Disposition: Dismissed with the concurrence of the Chair. It was found that the dues monies paid to the Transportation Choices Coalition (TCC) by transit agencies or other public entities were treated as restricted funds and only used for specific programs such as Car Smart, or public education and policy work. We found that TCC treated public agency dues as a separate category of income in its accounting records and reports. However, TCC did not establish a separate bank

account for the dues monies received from public agencies and could not adequately demonstrate that no portion of the funds received from public agencies was used to oppose initiative campaigns. However, public agency respondents stated they did not authorize the use of dues monies for political contributions. The public agency respondents were cautioned to refrain from paying dues to TCC or similar entities unless the dues are placed in segregated account.

Cases Referred To Attorney General For Further Action

Cooney, Sadie Charlene--Case #99-053; Investigator: Charlie Schreck

Date Received: October 22, 1998

Date Started: October 23, 1998

Section of Law: RCW 42.17.130 and .680

Status: Investigation Complete

Summary: A complaint was received from Lynda Rouse, alleging that Sadie Charlene Cooney has used public facilities for campaign activities. The complainant alleged that for several years Ms. Cooney has directed employees to work on political campaigns using resources of the County Assessor's office. The complainant also alleged that Ms. Cooney has created a hostile work environment, and has discriminated against employees in violation of RCW 42.17.680. An enforcement hearing was held December 12, 2000.

Disposition: The Commission accepted a Stipulation of Facts and Violations and found actual violations of RCW 42.17.130 and 42.17.750. The parties agreed for the purposes of determining whether the Commission would refer the matter to the Attorney General's Office that the written information and documentary evidence before the Commission as of December 12, 2000 could serve as the basis for the Commission finding that the Respondent committed apparent violations of RCW 42.17.130 and 42.17.680(2) for the matters in the Notice of Administrative Charges that had not been stipulated to by the parties. The parties also agreed that the facts and violations stipulated to are evidence of agreed-to actual violations of RCW 42.17.130 and RCW 42.17.750, and that those stipulated matters are also appropriate for referral to the Attorney General's Office. It was agreed that if the Attorney General's Office declines to file a complaint in Superior Court based upon the apparent and actual violations referenced in the referral or does not enter into a settlement for all the apparent and actual violations referenced in the referral, the case is to be returned to the Public Disclosure Commission for hearing under 42.17 RCW and Commission regulations. Based on the above information, the Commission referred the matter to the Attorney General's Office. The Commission found that a referral was appropriate because: (1) The maximum

penalty that the Commission could impose statutorily was insufficient in light of the number of actual and apparent violations, and (2) The complexity of the issues and facts presented merits consideration by the Attorney General's Office and a superior court. The Commission also found that if no action is taken by the Attorney General's Office as described in the Order of Referral, the matter is to be returned to the Commission for hearing.

Concerned Citizens for Better Government (CCBG) and Joseph Coomer, Treasurer, CCBG--#00-241; Investigator: Kurt Young

Date Received: October 21, 1999

Date Started: October 25, 1999

Section of Law: RCW 42.17.080 and .090

Status: Investigation Complete

Summary: A complaint was received from Meg Van Wyk, alleging that Concerned Citizens for Better Government (CCBG) and Joseph Coomer, Treasurer, CCBG, distributed political advertising without properly reporting or filing the required campaign disclosure reports. An enforcement hearing was held February 27, 2001.

Disposition: The Commission found that the Respondent committed multiple apparent violations and referred the matter to the Attorney General's Office.

Washington Education Association—Case #01-002; Investigator: Lori Anderson

Date Received: August 15, 2000

Date Started: August 18, 2000

Section of Law: RCW 42.17.760

Status: Investigation Complete

Summary: A complaint was received from the Evergreen Freedom Foundation and public school employees alleging that the Washington Education Association (WEA) and Washington School Districts are in violation of RCW 42.17.680 and 42.17.760. The complaint alleges that Washington School Districts are in violation of RCW 42.17.680 by withholding dues and fees from employees' wages that are used by the WEA and the National Education Association (NEA) for contributions to political campaigns. The complaint also alleges that the WEA is violating RCW 42.17.760 by using agency shop fees for political contributions and expenditures without the affirmative authorization of non-members. The complaint was forwarded to the PDC by the Attorney General's Office following its receipt of the complaint from EFF. The complaint was filed with the Attorney General's Office and all County Prosecuting Attorneys requesting that an action be commenced in the courts to address the apparent violations of RCW 42.17. The

complaint said that if an action were not commenced in court the complainant would seek appropriate legal and equitable relief pursuant to RCW 42.17. RCW 42.17.400(4) provides a 45-day time period before a complainant may take steps to initiate a citizen's action in superior court.

Disposition: The Commission accepted a Stipulation of Facts, Violations and Recommendations, found that the Respondent committed an apparent violation of RCW 42.17.760, stipulated to as actual violations, and referred the matter to the Attorney General's Office.

King County, King County Department of Transportation, King County Transit and Amalgamated Transit Union Local 587 (ATU Local 587)—Case #01-203

Investigator: Nick Hawkinson

Date Received: March 28, 2001

Date Started: April 3, 2001

Section of Law: RCW 42.17.680

Status: Investigation Complete

Summary: A complaint was received from Monte Benham of Permanent Offense alleging that King County, King County Department of Transportation, King County Transit, and Amalgamated Transit Union Local 587 had violated RCW 42.17.680 by withholding a special assessment from the paychecks of King County employees to fight Initiative 745 without first obtaining the required written authorizations.

Disposition: An enforcement hearing was held on May 22, 2001. The Commission accepted the parties' Stipulation of Facts. The Commission found that there are apparent multiple violations by the King County entities of RCW 42.17, in particular RCW 42.17.680 as implemented by WAC 390-17-100, but that the maximum penalty that can be assessed by the Commission is inadequate in light of the allegations and the stipulated evidence presented to the Commission at the hearing. Therefore, the Commission referred the case to the Washington State Attorney General's Office. The Commission also found that Amalgamated Transit Union Local 587 did not violate RCW 42.17.680 as alleged because the union is not the employer in this case and is not responsible for the disbursement of funds in payment of wages or salaries to King County workers.

King County, King County Department of Transportation, King County Transit and Amalgamated Transit Union Local 587 (ATU Local 587)—Case #01-204

Investigator: Nick Hawkinson

Date Received: March 29, 2001

Date Started: April 5, 2001

Section of Law: RCW 42.17.680

Status: Investigation Complete

Summary: A complaint was received from David Cornelson alleging that King County, King County Department of Transportation, King County Transit, and Amalgamated Transit Union Local 587 had violated RCW 42.17.680 by withholding a special assessment from the paychecks of King County employees to fight Initiative 745 without first obtaining the required written authorizations.

Disposition: An enforcement hearing was held May 22, 2001. The Commission accepted the parties' Stipulation of Facts. The Commission found that there are apparent multiple violations by the King County entities of RCW 42.17, in particular RCW 42.17.680 as implemented by WAC 390-17-100, but that the maximum penalty that can be assessed by the Commission is inadequate in light of the allegations and the stipulated evidence presented to the Commission at the hearing. Therefore, the Commission referred the case to the Washington State Attorney General's Office. The Commission also found that Amalgamated Transit Union Local 587 did not violate RCW 42.17.680 as alleged because the union is not the employer in this case and is not responsible for the disbursement of funds in payment of wages or salaries to King County workers.

Part II

Active Investigations

Investigations In Progress

King County Fire District 40 – Case #01-186; Investigator: Kurt Young

Date Received: February 5, 2001

Date Started: February 9, 2001

Section of Law: RCW 42.17.130

Status: Under Investigation

Summary: A complaint was received from Howard Meinzer alleging that officials of King County Fire District 40 used public facilities to support a fire district ballot proposition, in violation of RCW 42.17.130. The complaint alleged that the District Newsletter, Fireline, misrepresented benefit service charge information in a way that supported passage of the District's ballot proposition.

Disposition: Pending

International Association of Fire Fighters—Case #01-188; Investigator: Kurt Young

Date Received: February 12, 2001

Date Started: March 2, 2001

Section of Law: RCW 42.17.640 and .660

Status: Under Investigation

Summary: A complaint was received from Bob Edelman alleging that the State Council of the International Association of Fire Fighters (IAFF) and certain of its affiliated local units violated the candidate contribution limits of RCW 42.17.640 for the 2000 election cycle. He also alleged that the candidates that accepted the over-limit contributions violated RCW 42.17.640, 42.17.660, and WAC 390-16-308(5).

Disposition: Pending

**Yakima County Fire District #12 (West Valley Fire Department)-- Case #01-198;
Investigator: Suemary Trobaugh**

Date Received: March 12, 2001

Date Started: March 16, 2001

Section of Law: RCW 42.17.130

Status: Under Investigation

Summary: A complaint was received from Gary and Carolyn Belles alleging that officials of Yakima County Fire District 12 (West Valley Fire District) have used public facilities of the fire district to support an incorporation effort by citizens of West Valley.

Disposition: Pending

Wolfe, Cathy—Case #01-229; Investigator: Kurt Young

Date Received: May 16, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.710

Status: Under Investigation

Summary: A complaint was received from Robert Edelman alleging that Representative Cathy Wolfe received a campaign contribution during the 2001 legislative session freeze period.

Disposition: Pending

Washington Victory Fund—Case #02-179; Investigator: Kurt Young

Date Received: September 6, 2001

Date Started: September 13, 2001

Section of Law: RCW 42.17.040, .080, .090

Status: Under Investigation

Summary: A complaint was received from Robert Edelman alleging that the Washington Victory Fund failed to register and report as a joint fundraising

committee with the PDC. The Washington Victory Fund registered with the Federal Elections Commission, and reported contributions and expenditures as part of a joint fundraising committee involving the Washington State Democratic Central Committee, the Gary Locke for Governor Campaign, and the Jay Inslee for Congress Campaign. The three participants reported their proportional receipts and expenditures on their respective PDC and FEC reports.

Disposition: Pending

Henry, Marion—Case #02-180; Investigator: Lori Anderson

Date Received: September 11, 2001

Date Started: September 17, 2001

Section of Law: RCW 42.17.530

Status: Under Investigation

Summary: A complaint was received from Kay Lasco alleging that Marion Henry, a candidate for the Sea-Tac City Council listed an endorsement from the Sea-Tac Firefighters on a political advertisement sponsored by her campaign, when no endorsement had been received from that entity.

Disposition: Pending

Mester, William (Mead School District)—Case #02-181; Investigator: Lori Anderson

Date Received: September 17, 2001

Date Started: October 1, 2001

Section of Law: RCW 42.17.130

Status: Under Investigation

Summary: A complaint was received from LeeAnn Hancock alleging that the Mead School District used public facilities to support a candidate for the Mead School Board.

Disposition: Pending

Cases Under Review

Stevens Hospital Medical Staff--Case #98-017; Investigator: Phil Stutzman

Date Received: September 8, 1997

Date Started: September 23, 1997

Section of Law: RCW 42.17.040, .065, .080, .090, and .750

Status: Under Review

Summary: A complaint was received from a member of the Stevens Hospital Medical Staff, expressing concern about mandatory donations to the medical staff association. The complaint said the association spends a significant portion of its funds on ballot propositions affecting the Stevens Hospital District. At issue is whether the Stevens Hospital Medical Staff is a political committee, required to register and report with the Public Disclosure Commission.

Disposition: Pending

Roach, Dan - Case #01-032; Investigator: Kurt Young

Date Received: September 18, 2000

Date Started: September 27, 2000

Section of Law: RCW 42.17.080, .090

Status: Under Review

Summary: A complaint was received from Yvonne Kinoshita Ward, alleging that Dan Roach, a candidate for State Representative in the 31st Legislative District, has not timely filed reports of contributions received (PDC Form C-3).

Disposition: Pending

Highline School District - Case #01-034; Investigator: Kurt Young

Date Received: July 11, 2000

Date Started: September 29, 2000

Section of Law: RCW 42.17.130

Status: Under Review

Summary: Complaints were received from Paul Willoughby and Joseph Coomer, alleging that officials of the Highline School District have used public facilities to support a ballot proposition, by sending out a promotional survey and by hiring a consultant to support passage of the ballot measure.

Disposition: Pending

Benton, Don--Case #01-132; Investigator: Suemary Trobaugh

Date Received: October 9, 2000

Date Started: October 17, 2000

Section of Law: RCW 42.17.640

Status: Under Review

Summary: A complaint was received from Daniel M. Ogden, Chair of the Clark County Democratic Central Committee and Carrie Parks, Chair of the 17th District Legislative Democratic Committee, alleging a violation of RCW 42.17.640 and WAC 39-05-400 by Don Benton, a State Senator candidate seeking re-election in

the 17th Legislative District. The complaint alleges that Senator Benton received three campaign donations totaling \$1,750 from Rowley Enterprises, Inc. The complaint also alleges that Senator Benton received three campaign donations totaling \$1400 from Koerick Sterling Communities, LLC. These contributions are alleged to be in excess of campaign limits.

Disposition: Pending

Simpson, Geoff--Case #01-133: Investigator - Suemary Trobaugh

Date Received: September 19, 2000

Date Started: October 9, 2000

Section of law: RCW 42.17.130

Status: Under Review

Summary: A complaint was received from Senator Don Benton alleging that Mr. Simpson had used publicly owned Kent Fire Department equipment in his campaign advertising. Specifically, Senator Benton alleged that Mr. Simpson's campaign ads included photos of Simpson and other firefighters, in uniform, using a fire truck and equipment belonging to the Kent Fire Department.

Disposition: Pending

Wimsett, Kevin--Case #01-145; Investigator: Suemary Trobaugh

Date Received: October 30, 2000

Date Started: November 2, 2000

Section of Law: RCW 42.17.080 and .090

Status: Under Review

Summary: A complaint was received from Deanne Weber alleging that Kevin Wimsett failed to timely file C3 and C4 reports during his 2000 campaign.

Disposition: Pending

Northshore School District--Case #01-166 Investigator: Lori Anderson

Date Received: November 8, 2000

Date Started: November 14, 2000

Section of law: RCW 42.17.130

Status: Under Review

Summary: A complaint was received from Sandra Elliot alleging that the Northshore School District used public facilities to promote a political campaign. Ms. Elliot alleged that Inglemoor High School allowed Maria Cantwell and U.S. Senator Tom Daschle to address a student assembly. She further alleged that the presentation by Cantwell and Daschle was in support of the Cantwell candidacy, and that this occurred with the knowledge of the School District.

Disposition: Pending

CHS Engineers, Inc.--Case #01-167 Investigator: Suemary Trobaugh

Date Received: November 27, 2000

Date Started: December 1, 2000

Section of law: RCW 42.17.120

Status: Under Review

Summary: A complaint was received from Michael J. West, a commissioner in the Val Vue Sewer District in South Seattle. Mr. West alleged that CHS Engineers, Inc. has made campaign contributions to candidates for Sewer District Commissioner, in various sewer districts, in a manner that conceals the true source of the contributions, in violation of RCW 42.17.120.

Disposition: Pending

Opp, Dena--Case #01-168 Investigator: Suemary Trobaugh

Date Received: December 1, 2000

Date Started: December 6, 2000

Section of law: RCW 42.17.241

Status: Under Review

Summary: A complaint was received from Carol Cherry, alleging that Dena Opp, Mayor of Newport, Washington, has failed to properly list, on her Personal Financial Affairs Statement, the disposition of real property that occurred during 1998, and that she has not disclosed the income received by her spouse, in violation of RCW 42.17.241.

Disposition: Pending

Evergreen School District – Case #01-182; Investigator: Lori Anderson

Date Received: January 10, 2001

Date Started: January 19, 2001

Section of Law: RCW 42.17.130

Status: Under Review

Summary: A complaint was received from Senator Don Benton, 17th Legislative Dist., alleging that the Directors of the Evergreen School District used public facilities to dispute statements made in political advertisements circulated by Benton during his 2000 re-election campaign.

Disposition: Pending

No on Initiative 695 Committee – Case #01-183; Investigator: Suemary Trobaugh

Date Received: January 22, 2001

Date Started: January 24, 2001

Section of Law: RCW 42.17.090

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that the No on Initiative 695 Committee has failed to forfeit funds to the State of Washington it received from the International Brotherhood of Teamsters (IBT) DRIVE Political Fund as required by RCW 42.17.090 and WAC 390-16-055.

Disposition: Pending

White, James – Case #01-184; Investigator: Suemary Trobaugh

Date Received: January 31, 2001

Date Started: February 2, 2001

Section of Law: RCW 42.17.130 and .750

Status: Under Review

Summary: A complaint was received from Martin Plys alleging that Mayor James White of Kent used public facilities to send city employees invitations to his re-election campaign kickoff. He further alleged that Mayor White solicited contributions from city employees by enclosing with the invitation an envelope requesting contributions to support his re-election campaign.

Disposition: Pending

Concerned Citizens Action Committee – Case #01-187; Investigator: Suemary Trobaugh

Date Received: February 9, 2001

Date Started: February 16, 2001

Section of Law: RCW 42.17.040, .080, and .090

Status: Under Review

Summary: A complaint was received from Rodney Livengood, Superintendent of Kittitas County Hospital District #2, alleging that Concerned Citizens Action Committee, a group opposed to a February 6, 2001 Hospital District ballot proposition, has not registered or reported its activities to the PDC.

Disposition: Pending

Kingston Area Citizens Network--Case #01-197; Investigator: Suemary Trobaugh

Date Received: March 12, 2001

Date Started: March 13, 2001

Section of Law: RCW 42.17.040, .080, and .090

Status: Under Review

Summary: A complaint was received from Nick Jewett alleging that the Kingston Area Citizens Network placed political advertising in the North Kitsap Herald newspaper opposing a school bond issue without first registering and reporting as a political committee.

Disposition: Pending

Amalgamated Transit Union Local 757—Case #01-220; Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Amalgamated Transit Union Local 757 failed to file PDC form C-7 disclosing contributions made to a statewide initiative committee and state office candidates during the 2000 election cycle.

Disposition: Pending

Amalgamated Transit Union Local 758—Case #01-221; Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Amalgamated Transit Union Local 758 failed to file PDC form C-7 disclosing contributions made to a statewide initiative committee and state office candidates during the 2000 election cycle.

Disposition: Pending

Amalgamated Transit Union Local 843—Case #01-222; Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Amalgamated Transit Union Local 843 failed to file PDC form C-7 disclosing contributions made to a statewide initiative committee and state office candidates during the 2000 election cycle.
Disposition: Pending

Amalgamated Transit Union Local 1384—Case #01-223; Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Amalgamated Transit Union Local 1384 failed to file PDC form C-7 disclosing contributions made to a statewide initiative committee and state office candidates during the 2000 election cycle.

Disposition: Pending

Amalgamated Transit Union Local 1576—Case #01-224; Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Amalgamated Transit Union Local 1576 failed to file PDC form C-7 disclosing contributions made to a statewide initiative committee and state office candidates during the 2000 election cycle.

Disposition: Pending

Iron Workers District Council of the Pacific Northwest—Case #01-225;

Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Iron Workers District Council of the Pacific Northwest failed to file PDC form C-7 disclosing contributions made to a statewide initiative committee and state office candidates during the 2000 election cycle.

Disposition: Pending

**Washington State Building & Construction Trades Council—Case #01-226;
Investigator: Kurt Young**

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Washington State Building & Construction Trades Council failed to file PDC form C-7 disclosing contributions made to a statewide initiative committee and state office candidates during the 2000 election cycle.

Disposition: Pending

United Transportation Union—Case #01-227; Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that United Transportation Union failed to disclose contributions made to state office candidates or to a statewide initiative committee during the 2000 election cycle on PDC form L-3 as required for a lobbyist employer.

Disposition: Pending

Washington Federation of Teachers—Case #01-228; Investigator: Kurt Young

Date Received: May 14, 2001

Date Started: May 29, 2001

Section of Law: RCW 42.17.180

Status: Under Review

Summary: A complaint was received from Jami Lund of the Evergreen Freedom Foundation alleging that Washington Federation of Teachers failed to disclose contributions made to state office candidates or to a statewide initiative committee during the 2000 election cycle on PDC form L-3 as required for a lobbyist employer.

Disposition: Pending

Unions and Candidates – On May 5, 2000, Jami Lund of the Evergreen Freedom Foundation filed 65 complaints against several unions and state office candidates for making or accepting contributions that: (1) were in excess of the limits allowed by RCW 42.17.640; (2) were not reported on PDC form C-7 as required by RCW 42.17.180 and WAC 390-16-071; (3) were not reported on PDC form C-5 as required by RCW 42.17.090; (4) were not forfeited to the state general fund in accordance with RCW 42.17.090 and WAC 390-16-095; (5) were unqualified contributions as set forth in RCW 42.17.640 and WAC 390-16-311; (6) were accepted in excess of the limit allowed as required by RCW 42.17.640 or were not allowed under RCW 42.17.660. The 65 cases were assigned case numbers 00-890 through 00-954. Brief enforcement hearings were held September 25, 2000 for 11 of the 65 cases and on January 22, 2001 for one case. On February 27, 2001, 28 cases were approved for dismissal. A brief enforcement hearing was held for Case #00-935 on May 21, 2001. Fourteen cases were dismissed between August 17 and September 14, 2001, and three additional cases were dismissed between September 15 and October 11, 2001. The Status of the remaining 7 cases is “Under Review.”